

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

DENNIS BABINEAU,

Plaintiff, No. CIV S-05-0552 GGH

vs.

JO ANNE B. BARNHART,
Commissioner of Social
Security,

Defendants. ORDER TO SHOW CAUSE

On April 11, 2005, the court entered its order granting plaintiff's request to proceed in forma pauperis and directing the Clerk to forward to plaintiff a summons form and a USM-285 form. Pursuant to that order, within 15 days from the April 11, 2005, filed date of the order, plaintiff was to provide the United States Marshal with the information to complete service of process.

On September 20, 2005, plaintiff submitted a statement that the documents were submitted to the U.S. Marshal for service of process. The court has not received a proof of service showing that the defendant has been served. On February 23, 2006, the U.S. Marshal's office indicated that no documentation has been submitted to their office.

\\\\\\

1 THEREFORE, plaintiff is ordered to show cause, within twenty (20) days, why
2 this case should not be dismissed for failure to serve. Fed. R. Civ. P. 4(m).

3 DATED: 3/6/06

4 /s/ Gregory G. Hollows

5 UNITED STATES MAGISTRATE JUDGE

6 GGH:035
7 babineau.osc2

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26